

IN THE MISSOURI COURT OF APPEALS WESTERN DISTRICT

COMPLETE TITLE OF CASE

GENE E. DUDLEY,

Appellant,

v.

STATE OF MISSOURI,

Respondent.

DOCKET NUMBER WD77218

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

DATE: April 28, 2015

APPEAL FROM

The Circuit Court of Jackson County, Missouri
The Honorable J. Dale Youngs, Judge

JUDGES

Division One: Welsh, P.J., and Newton and Mitchell, JJ.

CONCURRING.

ATTORNEYS

Susan L. Hogan, District Public Defender
Kansas City, MO

Attorney for Appellant,

Chris Koster, Attorney General
Shaun J. Mackelprang, Assistant Attorney General
Jefferson City, MO

Attorneys for Respondent.

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS, WESTERN DISTRICT

3. Because the movant failed to plead and prove facts justifying the untimely nature of his *pro se* filing, the circuit court lacked authority to review the motion and should have dismissed it.

Opinion by: Karen King Mitchell, Judge

April 28, 2015

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THIS SUMMARY IS **UNOFFICIAL** AND SHOULD NOT BE QUOTED OR CITED.